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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/609,598	06/29/2000	Jay S. Walker	00-023	1725
22927	7590	07/18/2005	EXAMINER	
WALKER DIGITAL FIVE HIGH RIDGE PARK STAMFORD, CT 06905			THEIN, MARIA TERESA T	
			ART UNIT	PAPER NUMBER
			3627	

DATE MAILED: 07/18/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Interview Summary	Application No. 09/609,598	Applicant(s) WALKER ET AL.	
	Examiner Marissa Thein	Art Unit 3627	

All participants (applicant, applicant's representative, PTO personnel):

- (1) Marissa Thein. (3) Mr. Mike Downs.
 (2) Jim McClellan. (4) _____.

Date of Interview: 16 June 2005.

Type: a) ☒ Telephonic b) ☐ Video Conference
 c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.
 If Yes, brief description: _____.

Claim(s) discussed: 1,13,14,34,36 and 53.

Identification of prior art discussed: www.peapod.com.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

M. JZ
 Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Mr. Downs discussed the Examiner's assertion of some claim recitations based on the reference peapod.com, specifically the following claim recitations: "receiving buyer offer information, including an indication of an offer amount" (claim 1); "a binding offer or a buyer-defined offer amount" (claims 13-14); "evaluating the buyer offer information based on the offer amount and calculating a probability that an offer will be accepted based on the offer amount (claims 34 and 36); and "transmitting information enabling buyer to take possession of the selected products at a merchant (claim 53) based on the Examiner's assertion from the webpages teachings of peapod.com. The Examiners explained and pointed out the pages to where the Examiners interpreted the claim recitations to be.